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June 7, 2010

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**VIA EMAIL (kowalski.edward@epa.gov) AND US MAIL**

Mr. Edward J. Kowalski  
U.S. EPA Region 10 - Mail Code OCE-164  
1200 Sixth Ave., Suite 900  
Seattle, WA 98101

**RE: PCC Structurals, Inc.'s Emergency Planning and Community Right-to-Know Act  
("EPCRA") Voluntary Self Disclosure**

Dear Mr. Kowalski:

On April 30, 2010, PCC Structurals, Inc. ("Structurals") voluntarily self-disclosed potential violations of EPCRA Section 313's Toxic Release Inventory ("TRI") program at the following Oregon facilities: Schlosser, Deer Creek Annex, Large Parts Campus ("LPC") and Small Structurals Business Operation ("SSBO") (collectively, the "Facilities"). Structurals made the self-disclosure under EPA's "Incentives for Self-Policing: Discovery, Disclosure, Correction and Prevention of Violations" ("Audit Policy"), 65 Fed. Reg. 19,618 (April 11, 2000).

The potential violations self-disclosed involved release calculation errors that likely caused the Deer Creek Annex, LPC and SSBO facilities to misreport their releases to the air of chromium, cobalt and nickel on the TRI reports filed by those facilities covering the 2004 through 2008 reporting years.

After discovering those potential release reporting errors, Structurals engaged Fisher & Arnold, Inc. ("F&A"), a third party environmental consulting firm with extensive EPCRA expertise, to audit the Facilities' compliance with EPCRA Section 313 over the reporting years between 2004 through 2008. Since then, Structurals brought F&A's TRI specialist to the Facilities to inspect them and to compile the data necessary to assess their historical TRI compliance. Although F&A recently completed that on-site component of its work, the audit is ongoing. In particular, F&A has not yet fully evaluated the data it received from the Facilities or whether the Facilities correctly relied on that data in preparing their TRI reports over the audit period.

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1. A copy of the report of the investigation of the alleged violation of the provisions of the Act shall be furnished to the person or persons who are the subject of the investigation, and to the person or persons who are the complainant, if the person or persons who are the subject of the investigation are not the same as the person or persons who are the complainant. The report shall be furnished to the person or persons who are the subject of the investigation and to the person or persons who are the complainant, if the person or persons who are the subject of the investigation are not the same as the person or persons who are the complainant, within a reasonable time after the completion of the investigation. The report shall be furnished to the person or persons who are the subject of the investigation and to the person or persons who are the complainant, if the person or persons who are the subject of the investigation are not the same as the person or persons who are the complainant, within a reasonable time after the completion of the investigation.

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In its April 30 self-disclosure, Structurals indicated it would correct (if necessary) the potential violations self-disclosed by June 18, 2010, the 60th calendar day after they were discovered. Unfortunately, F&A's evaluation of those potential violations cannot occur in isolation from its larger review of the Facilities' TRI compliance over the audit period. In short, F&A will not be able to verify the potential violations Structurals previously disclosed or recommend how Structurals should correct them until after its audit of the Facilities' TRI compliance is complete.

Structurals has asked F&A to complete the audit before July 1, 2010 to leave the Facilities with enough time to apply the lessons learned during the audit when preparing their TRI reports for the 2009 reporting year. Structurals, however, does not believe there will be enough time between when F&A completes its audit and July 1, 2010 for the Facilities to both prepare their TRI reports for the 2009 reporting year and correct any deficiencies discovered during the audit.

Accordingly, Structurals requests until 60 days after F&A completes its audit to correct any violations identified, including those potential violations previously self-disclosed on April 30, 2010. Pursuant to Section D.5 of EPA's Audit Policy, Structurals is providing written notice that additional time is required before the 60-day period associated with the previously disclosed potential violations has passed. As explained above, the additional time is required because F&A's evaluation of those potential violations is so interrelated with its ongoing, comprehensive review of the Facilities' TRI compliance over the audit period that F&A cannot verify that the potential violations occurred or recommend how to correct them before it finishes its audit. Moreover, the additional time will enable the Facilities to focus their limited resources before July 1, 2010 on preparing accurate and complete TRI reports for the 2009 reporting year.

Thank you for considering this request for additional time. Unless we hear otherwise, we will presume the Facilities are authorized to take up to 60 days after F&A completes its audit to correct any violations identified, including the potential violations self-disclosed to EPA on April 30, 2010.

Sincerely,

Very truly yours,

Geoff Tichenor